IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 2011 of 1997

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

==========

1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

==========

NIRMALKUMAR BABUBHAI SONI - Petitioner(s)
Versus
STATE OF GUJARAT & 2 - Respondent(s)

==========

Appearance :

MR HARIN P RAVAL for Petitioner(s) : 1,
MS KIRAN PANDEY, ASST. GOVERNMENT PLEADER for Respondent(s) : 1,
NOTICE SERVED BY DS for Respondent(s) : 2 - 3.

==========

CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 13/12/2006

ORAL JUDGMENT

1.By way of this petition under Article 226 of the Constitution of India, the petitioner has prayed for an appropriate writ, direction and/or order directing the respondents to make the appointment of the petitioner

to the post of Junior Clerk.

2.Today, when the matter is called out, Ms. Kiran Pandey, learned AGP has produced on record one xerox copy of the communication dated 5.12.2006 by the petitioner addressed to the Registrar of this Court that he is already appointed as a Junior Clerk on compassionate ground since 11.6.1998 and he has been working and therefore, nothing further is required to be done. The xerox copy of the communication dated 5.12.2006 is directed to be taken on record.

3.In view of the above, no further order is required to be passed by this Court and this Special Civil Application is dismissed as no grievance survives and the same has become infructuous. Rule is discharged. No costs.

[M.R.SHAH, J.]

kdc